

TEMPORARY

Serial No. 5 4611 T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. MAR 29 1990

Returned to applicant for correction.

Corrected application filed. Map filed. MAR 29 1990

The applicant. Henry A. Filippini & Marian Filippini, Daniel Edward Filippini &  
Eddyann U. Filippini  
P.O. Box 1083 of Battle Mountain  
Street and No. or P.O. Box No. City or Town

Nevada 89820 hereby make application for permission to change the  
State and Zip Code No.

Point of diversion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #50866  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 5.4 cfs  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for Irrigation & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within Lot 1, Section 6, T 29 N, R 44 E, MDM  
Describe as being within a 40-acre subdivision of public survey and by course and  
from which the E $\frac{1}{4}$ -section corner of said section bears S 1 $^{\circ}$  30' E, 1,334 ft.  
distance to a section corner. If on unsurveyed land, it should be stated.  
distance

6. The existing permitted point of diversion is located within NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 6, T 29 N, R 44 E, MDM,  
from which the E $\frac{1}{4}$ -section corner of said section If point of diversion is not changed, do not answer  
bears N 4 $^{\circ}$  28' E 820 feet distance

7. Proposed place of use SAME AS EXISTING  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use T 29 N, R 44 E, MDM - Section 6: Lots 1 thru 5, SE $\frac{1}{4}$  NW $\frac{1}{4}$ , S $\frac{1}{2}$  NE $\frac{1}{4}$ ,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
NE $\frac{1}{4}$  SE $\frac{1}{4}$ , containing 360 acres  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drilled well, casing, turbine pump with elec-  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
trical motor, pipelines, sprinkler system.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$35,000.00

13. Estimated time required to construct works two months

seven months under  
14. Estimated time required to complete the application of water to beneficial use. this temporary application

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this source will be co-mingled with that granted under Certificate #9474 (Permit 28213). This temporary application is submitted to obtain permit for development of water at the proposed point of diversion, to be used during the 1990 irrigation season, as provided in N.R.S. 533.345 (2). Regular application to change the point of diversion was filed March 16, 1990 under #54539, with map. Please send copies of all correspondence and notices to undersigned agent.

By s/William A. Nisbet Agent  
421 Court  
Elko, Nevada 89801

Compared bk/ se bp/vw

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 50866 is issued subject to the terms and conditions imposed in said Permit 50866 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on May 24, 1991 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed 1440 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. .... Issued .....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 25th day of May,

A.D. 19 90

*Michael Turnipseed P.E.*  
State Engineer

EXPIRED

DATE MAY 24 1991